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7 UNITED STATES DISTRICT COURT  
8 WESTERN DISTRICT OF WASHINGTON  
9 AT TACOMA

10 DYESHELLA SINGLETON,

11 Plaintiff,

12 v.

13 MICHAEL ASTRUE, Commissioner of  
Social Security Administration,

14 Defendant.


Case No. C08-5238RJB

ORDER ADOPTING REPORT  
AND RECOMMENDATION  
AND DISMISSING CASE  
WITHOUT PREJUDICE

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16 The Court, having reviewed the Report and Recommendation of Magistrate Judge J. Kelley  
17 Arnold (Dkt. 8) and the remaining record, does hereby find and ORDER:

- 18 (1) The Court adopts the Report and Recommendation;  
19 (2) Plaintiff has failed to properly serve the complaint. Plaintiff's complaint and causes of  
20 action are **DISMISSED WITHOUT PREJUDICE** for lack of prosecution;  
21 (3) The Clerk is directed to send copies of this Order to plaintiff and to the Hon. J. Kelley  
22 Arnold.

23 DATED this 9<sup>th</sup> day of December, 2008.

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26 ROBERT J. BRYAN  
United States District Judge  
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